08-18-06

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-035 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

| Application Number | 10/688303-Conf. #9456 | | |
|------------------------|-----------------------|--|--|
| Filing Date | October 15, 2003 | | |
| First Named Inventor | Kentaro NAGOSHI | | |
| Art Unit | 1745 | | |
| Examiner Name | R. Alejandro | | |
| Attorney Docket Number | SIW-067 | | |

| ENCLOSURES (Check all that apply) | | | | | | |
|--|---|---|----------|--|--|--|
| Fee Transr | mittal Form | Drawing(s) | | After Allowance Communication to TC | | |
| Fee | Attached | Licensing-related Papers | | Appeal Communication to Board of Appeals and Interferences | | |
| x Amendmer | nt/Reply | Petition | | Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) | | |
| After | Final | Petition to Convert to a Provisional Application | | Proprietary Information | | |
| Affida | avits/declaration(s) | Power of Attorney, Revocati Change of Correspondence | | Status Letter | | |
| Extension | of Time Request | Terminal Disclaimer | | Other Enclosure(s) (please Identify below): | | |
| Express Al | pandonment Request | Request for Refund | | Return Receipt Postcard | | |
| Information Disclosure Statement CD, Number of CD(s) | | | | | | |
| Certified C | opy of Priority (s) | Landscape Table on | CD | | | |
| | issing Parts/ Application | Remarks | | | | |
| | y to Missing Parts under FR 1.52 or 1.53 | | | | | |
| | | | | | | |
| | | | | | | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | | | | |
| Firm Name | LAHIVE & COCKFIELD, LLP | | | | | |
| Signature | Anthony andrewalino | | | | | |
| Printed name | Anthony A. Laurentano | | | | | |
| Date | August 17, 2006 | | Reg. No. | 38,220 | | |

| | | |
|---|------------------------|--|
| Express Mail Label No.: EV 608875412 US | Dated: August 17, 2006 | |
| | | |
| | | |

Express Mail Label No. EV 608875412 US Dated: August 17, 2006

Docket No.: SIW-067

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Patent Application of: Kentaro Nagoshi et al.

Application No.: 10/688303

Confirmation No.: 9456

Filed: October 15, 2003

Art Unit: 1745

For: FUEL CELL SEPARATOR ASSEMBLY WITH

DIFFUSION LAYER, MANUFACTURING METHOD THEREFOR, FUEL CELL UNIT,

AND FUEL CELL STACK

Examiner: R. Alejandro

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated May 18, 2006 (paper no. 20060516), please amend the above-identified U.S. patent application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Remarks/Arguments begin on page 7 of this paper.